



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

181599



DEC 18 1998

CERTIFIED MAIL--
RETURN RECEIPT REQUESTED

(See Attached list of Addressees)

Re: General Notice Letter:
Cornell-Dubilier Electronics, Inc. Site ("Site")
Town of South Plainfield
Middlesex County, New Jersey

Dear Sir and Madam:

The U.S. Environmental Protection Agency ("EPA") is charged with responding to the release or threatened release of hazardous substances, pollutants and contaminants into the environment and with enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. §9601, et seq.

EPA has documented the release and threatened release of hazardous substances into the environment at the Cornell-Dubilier Electronics, Inc. Superfund Site (the "Site"), located in the Town of South Plainfield, Middlesex County, New Jersey. Pursuant to CERCLA, and in response to these releases and the threat of future such releases, EPA has spent public funds and anticipates spending additional public funds relating to the Site.

Under CERCLA and other laws, responsible parties may be held liable for any costs incurred by the government in taking response actions at the Site. The costs may include, but need not be limited to, expenditures for investigation, planning, clean up of the Site, and enforcement actions. Responsible parties may also be subject to orders requiring them to take response actions themselves. As you have been previously notified, based on available information, EPA believes that you and/or your company may be a potentially responsible party with respect to this Site. Responsible parties under CERCLA include, among others, the current and past owners

and/or operators of a facility from which there has been a release or threatened release of hazardous substances, as well as persons who arranged for the transport for disposal or treatment of hazardous substances owned or possessed by such persons.

In accordance with CERCLA, EPA has already undertaken certain actions and incurred costs in response to conditions at the Site and the neighboring residential properties. These response actions are designed to reduce the potential for exposure to contaminants on-site and limit the movement of contaminants off-site. EPA has performed sampling of the soil, sediment, and building interiors at the Site and has also analyzed soil and interior dust samples collected from residential properties bordering the Site. This resulted in both EPA and some PRPs taking actions to address the polychlorinated biphenyl (PCB) contamination at homes where health concerns existed or continue to exist.

EPA has determined that additional response actions are necessary to protect the health and welfare of the residents in the homes bordering the Site. Such actions include cleaning interiors of homes in the vicinity of the site, as well as excavation of PCB-contaminated soils at certain homes. By this letter, EPA notifies you that it intends to fund the cleanup of the interiors of these homes, and may seek recovery of its costs at a later date. The enclosed draft Administrative Consent Order (the "draft order") includes a more detailed description of the work that EPA is offering the PRPs a chance to perform voluntarily.

Please note that the terms of the enclosed draft order are similar to the terms in the administrative order on consent which is currently being performed by Cornell-Dubilier Electronics, Inc. and D.S.C. of Newark Enterprises, Inc.

We wish to determine whether you are willing to perform or fund the remainder of the removal action in accordance with the enclosed draft order. Should you not volunteer to perform or fund the work, EPA will proceed with the work itself, the costs of which you may be liable for under Section 107(a) of CERCLA. In the alternative, EPA may require you to perform the work pursuant to Section 106(a) of CERCLA.

Please notify EPA within twenty-one (21) calendar days of your receipt of this letter as to whether you are prepared to perform or fund the above-referenced removal activities in accordance with the enclosed draft order. If a positive response is received, EPA will require a final order executed by January 31, 1999. We urge you to organize the PRP group under a Steering Committee which will to serve as a contact between EPA and the PRPs. We further request that your response to this notice letter include the name, address

and telephone number of a Steering Committee representative to whom EPA may direct its communications with the PRPs in the future.

If you do not respond in the manner and within the time period specified above, we will assume that you decline to perform or participate in this response action.

This notice is not being provided pursuant to the special notice procedures outlined in Section 122(e) of CERCLA, 42 U.S.C. §9622(e). Use of those procedures here and the moratorium that those procedures entail would be inappropriate in light of the imminent and substantial endangerment posed by conditions at the Site and the need for prompt performance of the planned removal action.

Your response to this notice letter should be sent to:

Mr. Muthu Sundram, Esq.
Assistant Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency
290 Broadway, 17th Floor
New York, NY 10007-1866

with a copy to:

Mr. Eric Wilson
On-Scene Coordinator
Removal Action Branch
Emergency and Remedial Response Division
U.S. Environmental Protection Agency
2890 Woodbridge Avenue
Edison, New Jersey

Please contact Mr. Muthu Sundram at (212) 637-3148 if you wish to discuss these matters in further detail or if you have any questions regarding this letter.

We appreciate your immediate attention to this matter.

Sincerely yours,

Richard L. Caspe, Director
Emergency and Remedial Response Division

Enclosures

cc: MaryLou Para, New Jersey Department
of Environmental Protection

bcc: Peter Mannino, ERRD/NJRB
Muthu Sundram, ORC/NJSUP

List of addresses:

1. Cornell-Dubilier Electronics, Inc.
James R. Kaplan, President
1700 Route 23
Wayne, New Jersey 07470-7536
2. Federal Pacific Electric Company
Mr. Ronald H. Stolle
6065 Parkland Boulevard
Cleveland, Ohio 44124-6106
3. Dana Corporation
Southwood J. Morcott, CEO
4500 Dorr Street
Toledo, Ohio 43697
4. Dana Corporation Foundation
Joseph A. Stancati
4500 Dorr Street
Toledo, Ohio 43697
5. D.S.C. of Newark Enterprises, Inc.
Mr. Anthony Coraci, President
70 Blanchard Street
Newark, New Jersey 07105

FACSIMILE REQUEST AND COVER SHEET



U.S. Environmental Protection Agency
Region 2
2890 Woodbridge Avenue
Edison, New Jersey 08837

TO: Robert Sanoff, Esq., Foley Hoag & Eliot
Michael Last, Esq., Dana Corporation & Dana
Corporation Foundation

FAX: (617) 832-7000
(617) 542-2241

FROM: Muthu Sundram, Esq.

OFFICE: Office of Regional Counsel

PHONE: (212) 637-3148

FAX: (212) 637-3096

DATE: January 29, 1999

SUBJECT: Cornell-Dubilier Electronics Site

Number of Pages (including cover sheet): 35

Enclosed herewith is the final draft of the ACO for your signature.
Please fax the signature pages by February 1, 1999 to me at (212)
637-3096.

-U.S. EPA REGION 2 REPP
908 906 6182-*****
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DATE JAN-29-1999 *****
TIME 10:52 *** P.01

MODE = TRANSMISSION

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